

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

SHELBY GAIL HEIFETZ,  
Plaintiff,

v.

TULLY 76 SERVICE CORP., et al.,  
Defendants.

Case No. 20-cv-04828-VKD

**ORDER TO SHOW CAUSE RE  
SETTLEMENT**

The Court having been informed that the parties have settled this dispute, all previously scheduled deadlines and appearances are vacated.


On or before **April 12, 2021**, the parties shall file a dismissal pursuant to Fed. R. Civ. P. 41(a). Rule 41(a)(1) permits a plaintiff to voluntarily dismiss a case without a court order (i) by notice if the defendants have not filed an answer or motion for summary judgment, or (ii) by stipulation signed by all parties who have appeared.

If a dismissal is not filed by the specified date, then the parties shall appear in Courtroom 2, 5th Floor, 280 South First Street, San Jose, California 95113 on **April 20, 2021 at 10:00 a.m.** and show cause, if any, why the case should not be dismissed pursuant to Fed. R. Civ. P. 41(a). Additionally, the parties shall file a statement in response to this Order to Show Cause no later than **April 13, 2021** advising as to (1) the status of the activities of the parties in finalizing settlement; and (2) how much additional time, if any, is requested to finalize the settlement and file the dismissal. If a dismissal is filed as ordered, the Order to Show Cause hearing will be

1 automatically vacated and the parties need not file a statement in response to this Order.

2 **IT IS SO ORDERED.**

3 Dated: February 11, 2021

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6 VIRGINIA K. DEMARCHI  
7 United States Magistrate Judge  
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